

BOARD OF SUPERVISORS

REX BOHN
Chair - First District
ESTELLE FENNEL
Vice-Chair - Second District
MIKE WILSON
Third District
VIRGINIA BASS
Fourth District
STEVE MADRONE
Fifth District



COUNTY STAFF

AMY S. NILSEN
County Administrative Officer
JEFFREY S. BLANCK
County Counsel
KATHY HAYES
Clerk of the Board

**BOARD OF SUPERVISORS
COUNTY OF HUMBOLDT**

**825 FIFTH STREET
EUREKA, CA 95501**

SUPERVISORS' CHAMBER, FIRST FLOOR

ACTION SUMMARY

Tuesday, July 23, 2019

9:00 AM

Regular Meeting

A. SALUTE TO THE FLAG

B. MODIFICATIONS TO THE AGENDA

C. CONSENT CALENDAR

Board of Supervisors

1. Proclaim the Week of July 21st, 2019 as "Americans with Disabilities Act 29th Anniversary Week"
(Supervisor Rex Bohn)

Recommendation: That the Board of Supervisors:
1. Adopt the Proclamation.

This item was pulled from consent for discussion.

A motion was made by Supervisor Bohn, seconded by Supervisor Fennell, that the recommendations be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Mike Wilson, and Steve Madrone

2. Certificate Honoring the Life of Army Sgt. 1st Class Elden C. Justus (Supervisor Rex Bohn)

Recommendation: That the Board of Supervisors:

1. Ratify authorization for the Chair to sign the certificate.

A motion was made by Supervisor Wilson, seconded by Supervisor Fennell, that the recommendations be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Mike Wilson, and Steve Madrone

3. Appointment of Eddie Morgan to the Humboldt County Human Rights Committee representing the Fourth District (Supervisor Virginia Bass)

Recommendation: That the Board of Supervisors:

1. Receive and file the report.

A motion was made by Supervisor Wilson, seconded by Supervisor Fennell, that the recommendations be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Mike Wilson, and Steve Madrone

4. Blue Lake Rancheria Letter of Support for their FY 19 STEP Development Grant request to the US Department of Education (Supervisor Mike Wilson and Supervisor Steve Madrone)

Recommendation: That the Board of Supervisors:

1. Authorize the Chair to sign the letter of support; and
2. Direct the Clerk of the Board to forward a fully executed copy to Alison Robbins, Program Director, Blue Lake Rancheria Tribe of California, P.O. Box 428, Blue Lake, CA 95525.

A motion was made by Supervisor Wilson, seconded by Supervisor Fennell, that the recommendations be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Mike Wilson, and Steve Madrone

5. Letter of Support for Humboldt Open Door Community Health Center's funding request for the Health Resources and Services Administration (HRSA) Service Area Competition Grant (Supervisor Virginia Bass)

Recommendation: That the Board of Supervisors:

1. Authorize the Chair to sign the letter of support.

A motion was made by Supervisor Wilson, seconded by Supervisor Fennell, that the recommendations be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Mike Wilson, and Steve Madrone

Clerk of the Board

6. Letter of Appreciation to Rose Gibbens for her Service on the First Five Humboldt Commission

Recommendation: That the Board of Supervisors:

1. Authorize the Chair to sign the letter of appreciation.

A motion was made by Supervisor Wilson, seconded by Supervisor Fennell, that the recommendations be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Mike Wilson, and Steve Madrone

7. District Specific Appointments to the Cannabis Micro-Grant and Loan Advisory Committee (CMGLAC)

Recommendation: That the Board of Supervisors:

1. Receive and file the report.

A motion was made by Supervisor Wilson, seconded by Supervisor Fennell, that the recommendations be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Mike Wilson, and Steve Madrone

8. Quarterly Report of Current and Projected Vacancies on Humboldt County Board of Supervisors Appointed Boards, Committees, and Commissions

Recommendation: That the Board of Supervisors:

1. Receive and file the report.

A motion was made by Supervisor Wilson, seconded by Supervisor Fennell, that the recommendations be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Mike Wilson, and Steve Madrone

9. Approval of the Action Summary - Meeting of July 9, 2019

Recommendation: That the Board of Supervisors:

1. Approve the Action Summary for the meeting of July 9, 2019 and authorize the Clerk of the Board and Board Chair to sign the minute book in accordance with California Government Code Section 25103.

A motion was made by Supervisor Wilson, seconded by Supervisor Fennell, that the recommendations be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Mike Wilson, and Steve Madrone

County Administrative Office**10. New Appointment to the Humboldt County Workforce Development Board (WDB)**

Recommendation: That the Board of Supervisors:

1. Review the attached membership application for Daniel Dixon; and
2. Appoint Daniel Dixon to the WDB for a 2-year term effective immediately and pursuant to the WDB by-laws.

A motion was made by Supervisor Wilson, seconded by Supervisor Fennell, that the recommendations be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Mike Wilson, and Steve Madrone

Department of Health and Human Services: Administration**11. Approval of Intergovernmental Transfer between Humboldt County Department of Health and Human Services and California Department of Health Care Services**

Recommendation: That the Board of Supervisors:

1. Approve the attached Intergovernmental Transfer agreement between the Humboldt County Department of Health and Human Services and the California Department of Health Care Services;
2. Authorize the Director of the Department of Health and Human Services to sign and execute the attached Intergovernmental Transfer agreement;
3. Authorize the Department of Health and Human Services to transfer \$2,033,290 (including a 20% California Department of Health Care Services administrative fee) to the California Department of Health Care Services; and
4. Authorize the Director of the Department of Health and Human Services to execute future amendments and/or documents related to the attached Intergovernmental Transfer agreement after review and approval by County Counsel and Risk Management.

A motion was made by Supervisor Wilson, seconded by Supervisor Fennell, that the recommendations be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Mike Wilson, and Steve Madrone

Department of Health and Human Services: Mental Health**12. Appointment to the Behavioral Health Board**

Recommendation: That the Board of Supervisors:

1. Appoint Vernon Price to the Humboldt County Behavioral Health Board for a three-year term.

A motion was made by Supervisor Wilson, seconded by Supervisor Fennell, that the recommendations be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Mike Wilson, and Steve Madrone

13. Professional Services Agreement with Cloney's Pharmacy, Inc. Regarding the Provision of Medication Delivery, Inspection, Replacement and Destruction Services

Recommendation: That the Board of Supervisors:

1. Approve, and authorize the Chair of the Board to execute, the attached professional services agreement with Cloney's Pharmacy, Inc. regarding the provision of medication delivery, inspection, replacement and destruction services for the period of July 1, 2019 through June 30, 2020;
2. Authorize the Department of Health and Human Services - Mental Health Director, or a designee thereof, to execute any and all subsequent amendments to the attached professional services agreement with Cloney's Pharmacy, Inc. after review and approval by County Counsel, Risk Management and the County Administrative Office; and
3. Direct the Clerk of the Board to return a fully executed original copy of the attached professional services agreement with Cloney's Pharmacy, Inc. to the Department of Health and Human Services - Contract Unit for further processing.

A motion was made by Supervisor Wilson, seconded by Supervisor Fennell, that the recommendations be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Mike Wilson, and Steve Madrone

14. Professional Services Agreement with Dr. John L. Shaeffer, Inc., Doing Business As American Telepsychiatrists, Regarding the Provision of Telepsychiatry Services to Children and Adults Suffering from Mental Illness

Recommendation: That the Board of Supervisors:

1. Approve, and authorize the Chair of the Board to execute, the attached professional services agreement with Dr. John L. Shaeffer, Inc., doing business as American Telepsychiatrists, regarding the provision of telepsychiatry services to children and adults suffering from mental illness for the period of July 1, 2019 through June 30, 2022;
2. Authorize the Department of Health and Human Services - Mental Health Director, or a designee thereof, to execute any and all subsequent amendments to the attached professional services agreement with Dr. John L. Shaeffer, Inc. doing business as American Telepsychiatrists, after review and approval by County Counsel, Risk Management and the County Administrative Office; and
3. Direct the Clerk of the Board to return a fully executed original copy of the attached professional services agreement with Dr. John L. Shaeffer, Inc. doing business as American Telepsychiatrists, to the Department of Health and Human Services - Contract Unit for further processing.

A motion was made by Supervisor Wilson, seconded by Supervisor Fennell, that the recommendations be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Mike Wilson, and Steve Madrone

15. Professional Services Agreement with Traditions Behavioral Health, a Psychological Corporation, Regarding the Provision of Licensed Personnel to Fill Various Psychiatrist Positions at Department of Health and Human Services - Mental Health Facilities

Recommendation: That the Board of Supervisors:

1. Approve, and authorize the Chair of the Board to execute, the attached professional services agreement with Traditions Behavioral Health, a Psychological Corporation, regarding the provision of licensed personnel to fill various psychiatrist positions at Department of Health and Human Services - Mental Health facilities for the period of July 1, 2019 through June 30, 2020;
2. Authorize the Department of Health and Human Services - Mental Health Director, or a designee thereof, to execute any and all subsequent amendments to the attached professional services agreement with Traditions Behavioral Health, a Psychological Corporation, after review and approval by County Counsel, Risk Management and the County Administrative Office; and
3. Direct the Clerk of the Board to return one fully executed original copy of the attached professional services agreement with Traditions Behavioral Health, a Psychological Corporation, to the Department of Health and Human Services - Contract Unit.

A motion was made by Supervisor Wilson, seconded by Supervisor Fennell, that the recommendations be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Mike Wilson, and Steve Madrone

Human Resources

16. Supplemental Budget for the County's Dental Fund in Fiscal Year 2018-19 (4/5 Vote Required)

Recommendation: That the Board of Supervisors:

1. Approve the following supplemental budget in Fund 3526, Dental Plan (4/5 vote required):

Revenue:		
3526356-682100	Revenue	\$ 55,000
Expense:		
3526356-6100	Claim Payments	\$ 38,000
3526356-6200	Claim Administration	\$ 17,000

A motion was made by Supervisor Wilson, seconded by Supervisor Fennell, that the recommendations be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Mike Wilson, and Steve Madrone

17. Resolution Certifying Review and Re-approval of the Equal Employment Opportunity (EEO) Policy

Recommendation: That the Board of Supervisors:

1. Adopt Resolution No. ____ (attachment A) re-approving the Equal Employment Opportunity Policy.

A motion was made by Supervisor Wilson, seconded by Supervisor Fennell, that the recommendations be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Mike Wilson, and Steve Madrone

Planning and Building Department**18. Resolution Authorizing the Submittal of a California Department of Conservation Grant to Support Climate Action Planning Efforts**

Recommendation: That the Board of Supervisors:

1. Adopt the attached Resolution No. ____:
 - a. Authorizing the submittal of an application for a California Department of Conservation (DOC) Local and Regional Planning Grant to develop a Natural and Working Lands element for the Humboldt County Regional Climate Action Plan (CAP); and
 - b. Authorizing the Director of Planning & Building Department to execute all necessary applications, contracts and agreements and amendments thereto, in the name of the County of Humboldt and all other documents required by California DOC for participation in the grant program.

A motion was made by Supervisor Wilson, seconded by Supervisor Fennell, that the recommendations be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Mike Wilson, and Steve Madrone

Public Works

19. First Amendment to the Amended Planning Agreement to Undertake Feasibility Study of a Potential Licensing Proposal for the Potter Valley Project

Recommendation: That the Board of Supervisors:

1. Approve, and authorize the Chair of the Board to execute, the attached first amendment to the Amended Planning Agreement to Undertake Feasibility Study of a Potential Licensing Proposal for the Potter Valley Project with California Trout, Inc., Mendocino County Inland Water and Power Commission and Sonoma County Water Agency;
2. Authorize the Chair of the Board to execute any and all subsequent amendments to the Amended Planning Agreement to Undertake Feasibility Study of a Potential Licensing Proposal for the Potter Valley Project with California Trout, Inc., Mendocino County Inland Water and Power Commission and Sonoma County Water Agency after review and approval by County Counsel and the County Administrative Office; and
3. Direct the Clerk of the Board to return one (1) fully executed original copy of the attached first amendment to the Amended Planning Agreement to Undertake Feasibility Study of a Potential Licensing Proposal for the Potter Valley Project with California Trout, Inc., Mendocino County Inland Water and Power Commission and Sonoma County Water Agency to Public Works - Environmental Services for further processing.

This item was pulled from consent for discussion.

A motion was made by Supervisor Madrone, seconded by Supervisor Bass, to accept staff recommendations with the edit to recommendation number two which authorizes the Chair of the Board to execute subsequent amendments without financial impacts to the County general fund.

The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Mike Wilson, and Steve Madrone

Sheriff

20. Fiscal Year 2018-19 Supplemental Budget Adjustment Request for Humboldt County Drug Task Force Budget Unit 1100-265 (4/5 Vote Required)

Recommendation: That the Board of Supervisors:

1. Approve a supplemental budget adjustment request in the amount of \$30,000 in Budget Unit 1100-265 Humboldt County Drug Task Force to allow for increased costs of services and supplies in fiscal year (FY) 2018-19 (Attachment 1).

A motion was made by Supervisor Wilson, seconded by Supervisor Fennell, that the recommendations be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Mike Wilson, and Steve Madrone

Treasurer/Tax Collector**21. Adjust Revenue Recovery Division Public Hours**

Recommendation: That the Board of Supervisors:

1. Adopt the attached resolution amending Resolution No. 82-170 and rescinding Resolution No. 15-25 in order to change the hours that the Revenue Recovery Division (RRD) is open to the public to 9:00 a.m. through 2:00 p.m. for each business day beginning July 26, 2019.

A motion was made by Supervisor Wilson, seconded by Supervisor Fennell, that the recommendations be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Mike Wilson, and Steve Madrone

D. PUBLIC COMMENT ON NON-AGENDA ITEMS**E. SPECIAL PRESENTATIONS****F. MATTERS SET FOR TIME CERTAIN****Board of Supervisors - Closed Session**

1. 12:00 p.m. - Government Code Section 54957.6: CONFERENCE WITH LABOR NEGOTIATORS. The County's designated representatives are Amy Nilsen and Jack Hughes. The Employee Organization is the Elected Department Heads Bargaining Unit.

The Board of Supervisors met in closed session pursuant to Government Code Section 54957.6: CONFERENCE WITH LABOR NEGOTIATORS. The County's designated representatives are Amy Nilsen and Jack Hughes. The Employee Organization is the Elected Department Heads Bargaining Unit. There was no action to report.

G. ITEMS PULLED FROM CONSENT**H. MATTERS INITIATED BY BOARD MEMBERS****Board of Supervisors**

1. Nordic Aquafarms Proposed Project Presentation (Supervisor Virginia Bass)

Recommendation: That the Board of Supervisors:

1. Hear the presentation and take appropriate action, if required.

A motion was made by Supervisor Fennell, seconded by Supervisor Bass, to direct staff to come back to the Board of Supervisors in forty-five days with funding and financing solutions regarding the infrastructure problems that were identified today. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Mike Wilson, and Steve Madrone

2. Request to continue the Zoning Text Amendments to Implement the General Plan - Group 2 Land Use Element Agricultural & Forest Resources Related Zoning Changes Public Hearing to a future date other than August 20, 2019 (Supervisor Mike Wilson)

Recommendation: That the Board of Supervisors:

1. Consider changing the date to continue the Public Hearing of the Zoning Text Amendments to Implement the General Plan - Group 2 to a future date other than August 20, 2019.

A motion was made by Supervisor Madrone, seconded by Supervisor Wilson, that on the 8/20/2019 agenda it is posted that the hearing will be continued until 8/27/2019 for all discussions and decisions. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Mike Wilson, and Steve Madrone

I. DEPARTMENT REPORTS

Clerk of the Board

1. Appointments of the At-Large and Alternate members to the Cannabis Micro-Grant & Loan Advisory Committee (CMGLAC)

Recommendation: That the Board of Supervisors:

1. Consider making the appointments to the CMGLAC.

A motion was made by Supervisor Madrone, seconded by Supervisor Bass, to appoint Richard Ames as the at large member representing the finance industry. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Mike Wilson, and Steve Madrone

A motion was made by Supervisor Madrone, seconded by Supervisor Bass, to appoint Hannah Joy as the at large member representing the cannabis industry. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Mike Wilson, and Steve Madrone

A motion was made by Supervisor Madrone, seconded by Supervisor Bass, to appoint Brian St Clair and Dr. Thomas Handwerker as the alternate members. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Mike Wilson, and Steve Madrone

In-Home Supportive Services

2. Humboldt County Public Authority for In-Home Supportive Services (IHSS) to Approve Recommendation to Appoint an IHSS Advisory Board Member and Approve Recommendation to Accept the Resignation of an IHSS Advisory Board Member

Recommendation: That the Board of Supervisors:

1. Adjourn as the Humboldt County Board of Supervisors;
2. Convene as the Governing Board of the Humboldt County In-Home Supportive Services (IHSS) Public Authority and consider the following agenda;
 - a. Approve recommendation to appoint Ms. Kristen Nelson;
 - b. Approve recommendation to accept resignation of Ms. Amanda Winstead; and
3. Reconvene as the Humboldt County Board of Supervisors.

A motion was made by Supervisor Fennell, seconded by Supervisor Madrone, that the recommendations be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Mike Wilson, and Steve Madrone

J. PUBLIC HEARINGS**Planning and Building Department**

1. Zoning Text Amendments Accepting the Coastal Commission's Suggested Modifications to the Commercial Cannabis Land Use Ordinance in the Coastal Zone (CCLUO)

Recommendation: That the Board of Supervisors:

1. Introduce Ordinance No. ____ (Attachment 2) by title and waiver further reading;
2. Open the public hearing and receive the staff report and public testimony;
3. Close the public hearing;
4. Adopt the attached resolution (Resolution 19-__ (Attachment 1)) doing the following:
 - a. Consider the Environmental Impact Report (EIR) for the Commercial Cannabis Land Use Ordinance (CCLUO) and find that it sufficiently addresses the potential environmental impacts associated with adoption of the Zoning Text Amendments to accept the Coastal Commission's Suggested Modifications to the CCLUO, which was prepared in accordance with Section 15168 (c)(2) and no new information has been presented to change the findings of the EIR in accordance with section 15162 of the State California Environmental Quality Act (CEQA) Guidelines;
 - b. Make the required findings for approval of the Zoning Text Amendments;
5. Adopt the attached ordinance (Ordinance No. ____ (Attachment 2)) repealing the existing Commercial Medical Marijuana Land Use Ordinance (Section 313-55.4 of Chapter 3 of Division 1 of Title III of the County Code and the Medical Cannabis Testing and Research Laboratories and on-site consumption prohibitions found in Sections 313-55.3.15 and 313-55.3.11.7 of Division 1 of Title III of the County Code to be replaced by the provisions of the proposed ordinance (Section 313-55.4 of Chapter 3 of Division 1 of Title III) with the modifications suggested by the Coastal Commission;
6. Direct the Planning and Building Department to file a Notice of Determination with the Humboldt County Recorder's Office, pursuant to the California Environmental Quality Act; and
7. Direct the Clerk of the Board to publish summaries of the Ordinance amendments within 15 days after adoption by the Board, along with the names of those Supervisors voting for and against each ordinance (Attachment 3) and to post in the Office of the Clerk of the Board of Supervisors a certified copy of the full text of the adopted ordinance correction along with the names of those Supervisors voting for and against the ordinance.

A motion was made by Supervisor Fennell, seconded by Supervisor Bass, that the recommendations be approved. The motion carried by the following vote:

Aye: 4 - Rex Bohn, Estelle Fennell, Virginia Bass, and Mike Wilson

Nay: 1 - Steve Madrone

K. DISCUSSION ITEMS**L. CLOSED SESSION**

1. It is the intention of the Board of Supervisors to meet in closed session pursuant to Government Code sections 54954.5(e) and 54987 for discussion and possible action regarding the public employee appointment/hiring of an Interim Director of Human Resources.

The Board of Supervisors met in closed session pursuant to Government Code sections 54954.5(e) and 54987 for discussion and possible action regarding the public employee appointment/hiring of an Interim Director of Human Resources. There was no action to report.

2. Conference with Legal Counsel pursuant to Government Code section 54956.9, subd.(d)(1) regarding existing litigation; Redwoods Spiritual Healing Ministry v. County of Humboldt et al.; Case No. DR190522.

The Board of Supervisors met in conference with Legal Counsel pursuant to Government Code section 54956.9, subd.(d)(1) regarding existing litigation; Redwoods Spiritual Healing Ministry v. County of Humboldt et al.; Case No. DR190522. There was no action to report.

M. ADJOURNMENT


I, RYAN SHARP, Deputy Clerk of the Board of Supervisors, County of Humboldt, State of California, do hereby certify the foregoing to be a full, true, and correct original record of the above entitled meeting of the Humboldt County Board of Supervisors held in Eureka, California.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said Board of Supervisors.

RYAN SHARP

Deputy Clerk of the Board of Supervisors of the County of Humboldt, State of California

JULY 24, 2019





MINUTES
TUESDAY, JULY 23, 2019
Regular Session

The Honorable Board of Supervisors of the County of Humboldt met in regular session on the above date within the Humboldt County Courthouse, Eureka, California. The minutes of this meeting were approved on Tuesday, July 30, 2019 with the vote as shown below.

AYES: Supervisors: Fennell, Bohn, Wilson, Madrone, Bass
NAYS: Supervisors: --
ABSENT: Supervisors: --



RYAN SHARP
Deputy Clerk of the Board



REX BOHN
Chair of the Board